

Regulation 5141.3: Health Examinations

Status:

Original Adopted Date: 01/23/2013 | **Last Revised Date:** 02/03/2016

Cautionary Notice: Government Code 17581.5 ~~to relieve~~relieves districts from the obligation to perform specified mandated activities, including scoliosis screening, when the Budget Act does not provide reimbursement during that fiscal year. ~~The~~As a result, districts should determine whether the Budget Act of 2014 (SB 852, Ch. 25, Statutes of 2014) extendsfor the current fiscal year allows for the suspension of these requirements through the 2014-15 fiscal year. As a result, , and if so, **suspend** certain provisions of the following administrative regulation related to scoliosis screening may be suspended. For more information, the district should consult CSBA's District and County Offices of Education Legal Services or district legal counsel.

The principal at each school shall notify parents/guardians of the rights of students and parents/guardians related to health examinations. (Education Code 48980; 20 USC 1232h)

~~(cf. 5022 – Student and Family Privacy Rights)~~

~~(cf. 5141.32 – Health Screening for School Entry)~~

~~(cf. 5141.6 –~~

~~School Health Services)~~

~~(cf. 5145.6 – Parental Notifications)~~

A parent/guardian may annually file **with the principal** a written statement ~~with the principal~~ withholding consent to the **child's** physical examination ~~of his/her child~~. Any such student shall be exempt from any physical examination but shall be subject to exclusion from attendance when contagious or infectious disease is reasonably suspected. (Education Code 49451; 20 USC 1232h)

~~(cf. 5112.2 – Exclusions from Attendance)~~

~~(cf. 5141.22 –~~

~~Infectious Diseases)~~

~~(cf. 5141.26 – Tuberculosis Testing)~~

Vision Tests

Each student's vision shall be appraised, by the school nurse or other personnel authorized under Education Code 49452, during the kindergarten year or upon first enrollment or

entry in a district elementary school and subsequently in grades 2, 5, and 8. However, a student who is tested upon first enrollment or entry in the district in grade 4 or 7 shall not be required to be appraised in the next immediate year. (Education Code 49455)

The vision appraisal shall include tests for visual acuity, including near vision. Male students shall also be tested once for color vision in grade 1 or later and the results of the appraisal shall be entered in the student's health record. (Education Code 49455)

Appraisal of a student's vision may be waived under either of the following conditions: (Education Code 49455)

~~(cf. 5125 - Student Records~~

~~Appraisal of a student's vision may be waived under either of the following conditions: (Education Code 49455)~~

- ~~1. 1-~~The student's parent/guardian requests a waiver and presents a certificate from a physician/surgeon, physician assistant, or optometrist showing the results of an examination of the student's vision, including visual acuity and, in male students, color vision.
- ~~2. 2-~~The student's parents/guardians file with the principal a written statement that they adhere to the faith or teachings of any well-recognized religious sect, denomination, or organization and, in accordance with its creed, tenets, or principles depend for healing upon prayer in the practice of their religion.

Visual defects or any other defects found as a result of the vision examination shall be reported to the parent/guardian with a request that remedial action be taken to correct or cure the defect. The report of a visual defect, if made in writing, shall be made on a form prescribed by the Superintendent Chief Learning Officer of Public Instruction. The report shall not include a referral to any private practitioner. However, the student may be referred to a public clinic or diagnostic and treatment center operated by a public hospital or by the state, county, or city department of public health. (Education Code 49456)

In addition to the vision appraisals described above, the school nurse and/or classroom teacher shall continually and regularly observe students' eyes, appearance, behavior, visual performance, and perception that may indicate vision difficulties. ~~(Education Code 49455)~~

~~Hearing Tests~~

~~(Education Code 49455)~~

Eye Examinations for the Purpose of Eyeglasses

In addition to the vision appraisals described above, the district may enter into a memorandum of understanding with a nonprofit eye examination provider, including a mobile provider, to provide noninvasive eye examinations at a district school exclusively for the purpose of providing eyeglasses. (Education Code 49455.5)

Prior to any eye examination, the school shall notify parents/guardians of the upcoming eye examination and include a form that allows them to opt their child out of the examination. Parents/guardians who have submitted a general opt-out written statement in accordance with Education Code 49451 are deemed to have opted out. (Education Code 49455.5)

Parents/guardians whose child receives an eye examination shall be provided a report by the provider in accordance with Education Code 49456. (Education Code 49455.5)

Hearing Tests

The Superintendent Chief Learning Officer or designee shall provide for the administration of hearing tests to district students by personnel authorized to conduct such testing pursuant to Education Code 49452 and 49454 and in accordance with the procedures specified in 17 CCR 2951.

Each student shall be given a hearing screening test at the following times: (17 CCR 2951)

~~Each student shall be given a hearing screening test at the following times: (17 CCR 2951)~~

1. ~~1-~~Kindergarten or grade 1
2. ~~2-~~Grade 2
3. ~~3-~~Grade 5
4. ~~4-~~Grade 8
5. ~~5-~~Grade 10 or 11
6. ~~6-~~Upon first entry into the California public school system

Each student enrolled in a special education program, other than those enrolled because of a hearing problem, shall be given a hearing test when enrolled in the program and every third year thereafter. Hearing tests may be given more frequently as needed, based on the individualized education program team's evaluation of the student. (17 CCR 2951)

~~(cf. 6159 - Individualized Education Program)~~

A follow-up hearing threshold test shall be administered to any student who fails to respond to any of the required frequencies in the screening test or is otherwise determined to need further evaluation. (17 CCR 2951)

The Superintendent Chief Learning Officer or designee shall provide written notification of test results to the parents/guardians of any student who fails the hearing tests. When the test results fall within the levels specified in 17 CCR 2951 or there is evidence of pathology, such as an infection of the outer ear, chronic drainage, or a chronic earache, the

notification shall include a recommendation that a further medical and audiological evaluation be obtained. (17 CCR 2951)

The dates and results of all screening tests and copies of threshold tests shall be included in the student's health records. (17 CCR 2951)

The principal or designee shall prepare an annual report of the school hearing testing program, using forms provided by the Department of Health Services, with copies to the Superintendent Chief Learning Officer and the County Superintendent of Schools. (17 CCR 2951)

Scoliosis Screening

Each female student in grade 7 and each male student in grade 8 shall be screened for scoliosis.

(Education Code 49452.5)

The parent/guardian of any student suspected of having scoliosis shall receive a notice which includes an explanation of scoliosis and describes the significance of treatment at an early age. This notice shall also describe the public services available for treatment and include a referral to appropriate community resources. ~~(Education Code 49452.5)~~

~~Type 2 Diabetes Information~~

(Education Code 49452.5)

Type 1 Diabetes Information

The Superintendent Chief Learning Officer or designee shall provide parents/guardians of children enrolled in elementary school for the first time, or with the annual notifications pursuant to Education Code 48980, an information sheet developed by the California Department of Education (CDE) regarding type 1 diabetes as specified in Education Code 49452.6.

Type 2 Diabetes Information

Because type 2 diabetes in children is a preventable and treatable disease, parents/guardians are encouraged to have their child screened by an authorized health care practitioner for risk factors of the disease, including excess weight, and to request tests of their child's blood glucose to determine if ~~he/she has type 2 diabetes or pre-diabetes.~~ **the child has type 2 diabetes or pre-diabetes.**

The Superintendent Chief Learning Officer or designee shall provide parents/guardians of incoming students in grade 7, or with the annual notifications pursuant to Education Code 48980, an information sheet developed by CDE regarding type 2 diabetes, which includes: (Education Code 49452.7)

(cf. 5030—Student Wellness)

The Superintendent Chief Learning Officer or designee shall provide parents/guardians of incoming students in grade 7 with an information sheet developed by the CDE regarding type 2 diabetes, which includes

1. ~~1.~~A description of the disease and its risk factors and warning signs
2. ~~2.~~A recommendation that students displaying or possibly suffering from risk factors or warning signs associated with type 2 diabetes be screened for the disease
3. ~~3.~~A description of the different types of diabetes screening tests available
4. ~~4.~~A description of treatments and prevention methods.

The information sheet may be provided with the parental notifications required pursuant to Education Code 48980. (Education Code 49452.7)

The Superintendent Chief Learning Officer or designee may provide information to parents/guardians regarding public or private sources from which they may receive diabetes screening and education services for free or at reduced costs.

Policy Reference Disclaimer:

These references are not intended to be part of the policy itself, nor do they indicate the basis or authority for the board to enact this policy. Instead, they are provided as additional resources for those interested in the subject matter of the policy.

State	Description
17 CCR 2950-2951	Hearing tests Hearing tests
5 CCR 3027	Hearing and vision screening for special education Hearing and vision screening for special education
5 CCR 3028	Audiological screening Audiological screening
5 CCR 590-596	Vision screening Vision screening
Ed. Code 44871-44879	Employment qualifications Employment qualifications
Ed. Code 48980	Parent/Guardian notifications Parent/Guardian notifications
Ed. Code 49400-49414.5	Student health; general powers of school boards Student health; general powers of school boards
Ed. Code 49422	Supervision of health and physical development Supervision of health and physical development
Ed. Code 49450-49458	Physical examinations of students Physical examinations of students

Ed. Code 49460-49466	Development of standardized health assessments Development of standardized health assessments
Gov. Code 17581.5	Specific costs mandated by the state Specific costs mandated by the state
H&S Code 120325-120380	Immunization against communicable diseases Immunization against communicable diseases
H&S Code 121475-121520	Tuberculosis tests for students Tuberculosis tests for students
H&S Code 124025-124110	Child Health and Disability Prevention Program Child Health and Disability Prevention Program
H&S Code 1685-1686	Audiometrists Audiometrists

Federal

20 USC 1232g	Family Educational Rights and Privacy Act (FERPA) of 1974 Family Educational Rights and Privacy Act (FERPA) of 1974
20 USC 1232h	Privacy rights Privacy rights

Management Resources

	Description
CA Department of Health Care Services Publication	Manual for the School Audiometrist
California Department of Education Publication	Standards for Scoliosis Screening in California Public Schools, 2007
California Department of Education Publication	A Guide for Vision Testing in California Public Schools, 2005
CSBA Publication	Expanding Access to School Health Services: Policy Considerations for Governing Boards, November 2008
CSBA Publication	Promoting Oral Health for California's Students: New Roles, New Opportunities for Schools, November 2008
U.S. Department of Education Publication	Joint Guidance on the Application of FERPA and HIPAA to Student Health Records, November 2008
Website	CSBA District and County Office of Education Legal Services
Website	California Department of Education, Type 2 Diabetes Information
Website	California Department of Education, Health Services and School Nursing
Website	California Department of Health Care Services
Website	CSBA

Cross References

Code	Description
42310470	Staff Development COVID-19 Mitigation Plan

4231	<u>Staff Development</u> Staff Development
5020	<u>Parent Rights And Responsibilities</u> Parent Rights And Responsibilities
5020	<u>Parent Rights And Responsibilities</u> Parent Rights And Responsibilities
5022	<u>Student And Family Privacy Rights</u> Student And Family Privacy Rights
5022	<u>Student And Family Privacy Rights</u> Student And Family Privacy Rights
5030	<u>Student Wellness</u> Student Wellness
5111	<u>Admission</u> Admission
5111	<u>Admission</u> Admission
5112.2	<u>Exclusions From Attendance</u> Exclusions From Attendance
5125	<u>Student Records</u> Student Records
5125	<u>Student Records</u> Student Records
5141.22	<u>Infectious Diseases</u> Infectious Diseases
5141.22	<u>Infectious Diseases</u> Infectious Diseases
5141.23	<u>Asthma Management</u> Asthma Management
5141.23	<u>Asthma Management</u> Asthma Management
5141.26	<u>Tuberculosis Testing</u> Tuberculosis Testing
5141.31	<u>Immunizations</u> Immunizations
5141.31	<u>Immunizations</u> Immunizations
5141.32	<u>Health Screening For School Entry</u> Health Screening For School Entry
5141.33	<u>Head Lice</u> Head Lice
5141.6	<u>School Health Services</u> School Health Services
5141.6	<u>School Health Services</u> School Health Services
5141.6-E PDF(1)	<u>School Health Services</u>
5143	<u>Insurance</u> Insurance
5143	<u>Insurance</u> Insurance
5145.6	<u>Parent/Guardian Notifications</u> Parent/Guardian Notifications
5145.6-E PDF(1)	<u>Parent/Guardian Notifications</u> Parent/Guardian Notifications
5145.6-E PDF(2)	<u>Parent/Guardian Notifications</u>
5148	<u>Child Care And Development</u> Child Care And Development
5148	<u>Child Care And Development</u> Child Care And Development

6142.8	Comprehensive Health Education
6142.8	Comprehensive Health Education
6145.2	Athletic Competition Athletic Competition
6145.2	Athletic Competition Athletic Competition
6164.5	Student Success Teams Student Success Teams
6164.5	Student Success Teams Student Success Teams
6164.5-E PDF(1)	Student Success Teams
6170.1	Transitional Kindergarten Transitional Kindergarten
6170.1	Transitional Kindergarten